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JCS41 U.S. PTO

PATENT  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JEFFREY W. HOUSE et al

Serial No.: 08/689,518

Filed: August 9, 1996

For: METHOD OF SEALING A MANHOLE)  
RISER AND A CATCH BASIN AND )  
APPARATUS FOR SAME )

Group Art Unit: 1314

Examiner: J. DAVIS

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TERMINAL DISCLAIMER

The assignee and owner, Infi-Shield, Inc. of Forest Lake, MN, of 100% interest in the instant application, as evidenced by an assignment recorded in the US Patent and Trademark Office at Reel 7171, Frame 0642, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 5,511,897. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the full statutory term as defined in 35 U.S.C. 154, to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

A check in the amount of \$55.00 for the required fee under 37 CFR 1.20(d) accompanies this Terminal Disclaimer.

Dated this 5<sup>th</sup> day of May, 1998.

  
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